UNITED STATES BANKRUPTCY COURT

FOR THE DISTRICT OF ARIZONA

Minute Entry

Hearing Information:

Debtor: GARRY EDWARD & LISA ANN MUSSELMAN
Case Number: 2:09-bk-29382-CGC **Chapter:** 13

Date / Time / Room: FRIDAY, JANUARY 21, 2011 11:00 AM 6TH FLOOR #601

Bankruptcy Judge: CHARLES G. CASE II
Courtroom Clerk: BRITTANEY CORNELL
Reporter / ECR: KAYLA COLASONT

Matter:

DEBTORS' EMERGENCY MOTION TO RE-IMPOSE THE AUTOMATIC STAY
R / M #: 0 / 0

Appearances:

NASSER ABUJBUHARA, ATTORNEY FOR DEBTORS
DARYL DORSEY, ATTORNEY FOR WELLS FARGO BANK

Proceedings:

Mr. Abujbuhara states that the debtors are behind post petition payments, but will submit about $11,900 before the three o'clock foreclosure sale; therefore, the debtors would like to reinstate the automatic stay.

Mr. Dorsey states that the debtors first defaulted on Sept 1. However, he believes that if the debtors tender the bankruptcy arrearage, a stay will be put on the foreclosure. He further states that he does not personally have that authority to do so, and the debtors have not made all monthly payments every month in addition to the arrearage.

COURT: IT IS ORDERED STAYING THE ORDER LIFTING THE AUTOMATIC STAY, DEPENDENT UPON THE DEBTORS PROVIDING MR. DORSEY THE TOTAL AMOUNT DUE; ALSO, NOTATING THAT MR. DORSEY HAS NOT CONSENTED TO THE RELIEF AND DOES NOT HAVE SUCH AUTHORITY. COUNSEL FOR DEBTORS WILL SUBMIT A CERTIFICATION TO THE COURT DETAILING THE RECEIPT OR NON RECEIPT OF THE TOTAL AMOUNT DUE.